

IN THE UNITED STATES DISTRICT COURT
FORT THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
DONYALE ANDREWS	:	VIOLATIONS:
a/k/a Ryshawn Colleen Gross	:	18 U.S.C. § 922(g)(1) (convicted felon in
a/k/a Siani Hayes	:	possession of a firearm - 8 counts)
	:	18 U.S.C. § 924(a)(1)(A) (false statement
	:	to a firearms dealer - 11 counts)

INDICTMENT

COUNTS ONE THROUGH EIGHT

THE GRAND JURY CHARGES THAT:

On or about the dates listed below, in Philadelphia, in the Eastern District of
Pennsylvania, defendant

DONYALE ANDREWS,
a/k/a Ryshawn Colleen Gross,
a/k/a Siani Hayes,

having been convicted in a court of the United States of a crime punishable by imprisonment for
a term exceeding one year, knowingly possessed, in and affecting interstate commerce, the
firearms listed below, as follows:

COUNT	DATE	PLACE OF PURCHASE	FIREARM	SERIAL #
1	April 28, 2003	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Beretta, 9mm pistol Beretta, 9mm pistol	BER442028Z BER415011Z
2	July 19, 2003	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Sig Arms, 40 caliber pistol	SP10035364
3	August 2, 2003	The South Philadelphia Gun Shop 1144 South 9 th Street Philadelphia, PA	Magnum Research, 9mm pistol	32309767
4	October 9, 2003	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Smith & Wesson, 9mm pistol	TEU4964
5	December 2, 2003	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Smith & Wesson, 9mm pistol Smith & Wesson, .45 caliber pistol	VYY3355 TDU9222
6	March 7, 2004	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Heckler & Koch, .40 caliber pistol	26-062128
7	March 29, 2004	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Taurus, 9mm pistol Sig Arms, .40 caliber pistol	TVJ82305 SP0069395
8	April 3, 2004	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Kahr Arms, .40 caliber pistol	ZC0875

All in violation of Title 18, United States Code, Section 922(g)(1).

COUNTS NINE THROUGH NINETEEN

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Defendant DONYALE ANDREWS, a/k/a Ryshawn Colleen Gross, a/k/a Siani Hayes, was barred from legally purchasing or possessing a firearm because she had previously been convicted of a crime for which she could be punished by more than one year imprisonment.

2. The entities listed below were located in the Eastern District of Pennsylvania, possessed a federal firearms license (“FFL”) and were authorized to deal in firearms under federal law:

- a. Firing Line, Inc. 1532 South Front St., Philadelphia, PA; and
- b. The South Philadelphia Gun Shop, 1144 South 9th St., Philadelphia, PA.

3. FFL holders were licensed, among other things, to sell firearms and ammunition. Various rules and regulations promulgated under the authority of Title 18, United States Code, Chapter 44 (Sections 921-929) governed the manner in which an FFL holder may sell firearms and ammunition.

4. The rules and regulations governing FFL holders required that a person seeking to purchase a handgun fill out a “Firearms Transaction Record,” ATF Form 4473.

5. On ATF Form 4473, question 12.a reads as follows:

Are you the actual buyer of the firearm(s) listed on this form? **Warning: You are not the actual buyer if you are acquiring the firearm(s) on behalf of another person. If you are not the actual buyer, the dealer cannot transfer the firearm(s) to you.**

Above the purchaser's signature and date is a statement that includes:

I certify that the above answers are true and correct. I understand that answering "yes" to question 12a when I am not the actual buyer of the firearm is a crime punishable as a felony.

5. FFL holders are required to maintain a record, in the form of a completed Form 4473, of the identity of the actual buyer of firearms sold by the FFL holder.

6. On or about the dates listed below, in the Eastern District of Pennsylvania, defendant

**DONYALE ANDREWS,
a/k/a Ryshawn Colleen Gross,
a/k/a Siani Hayes,**

in connection with the acquisition of the firearms listed below from the FFL holders listed below, knowingly made false statements and representations with respect to information required by the provisions of Title 18, United States Code, Chapter 44 to be kept in the FFL holders' records, in that defendant ANDREWS, certified on the Firearms Transaction Record, ATF Form 4473, that "Siani Hayes" was her true name, that she was the actual buyer of the firearms listed below and that she had not been previously convicted of a felony, when as defendant ANDREWS well knew, these statements were false and fictitious:

COUNT	DATE	FFL HOLDER	FIREARM	SERIAL #
9	April 28, 2003	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Beretta, 9mm pistol	BER442028Z
10	April 28, 2003	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Beretta, 9mm pistol	BER415011Z
11	July 19, 2003	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Sig Arms, 40 caliber pistol	SP10035364
12	August 2, 2003	The South Philadelphia Gun Shop 1144 South 9 th Street Philadelphia, PA	Magnum Research, 9mm pistol	32309767
13	October 9, 2003	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Smith & Wesson, 9mm pistol	TEU4964
14	December 2, 2003	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Smith & Wesson, 9mm pistol	VYY3355
15	December 2, 2003	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Smith & Wesson, .45 caliber pistol	TDU9222
16	March 7, 2004	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Heckler & Koch, .40 caliber pistol	26-062128
17	March 29, 2004	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Taurus, 9mm pistol	TVJ82305
18	March 29, 2004	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Sig Arms, .40 caliber pistol	SP0069395
19	April 3, 2004	Firing Line, Inc. 1532 South Front St Philadelphia, PA	Kahr Arms, .40 caliber pistol	ZC0875

All in violation of Title 18, United States Code, Section 924(a)(1)(A).

A TRUE BILL:

FOREPERSON

**PATRICK L. MEEHAN
UNITED STATES ATTORNEY**